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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

United States of America,

Plaintiff,

v.

DAVID DAVIS,

Defendant.

2:24-cr-0063-RFB-NJK

**Order Approving Stipulation to  
Continue Initial Appearance,  
Arraignment and Plea, and Detention  
Hearing**

**(First Request)**

Based on the pending stipulation of the parties, and upon the Court's finding of good cause, IT IS HEREBY ORDERED:

**FINDINGS OF FACT**

1. The parties agree to the continuance.
2. The defendant is currently receiving medical care, and counsel who will be appointed to represent defendant has been unable to safely meet with and consult defendant.
3. The additional time requested herein is not sought for purposes of delay, but to facilitate defendant's medical treatment and enable a safe meeting and consultation with his attorney.

1 4. Additionally, denial of this request for a continuance could result in a miscarriage  
2 of justice. The requested by this Stipulation is excludable in computing the time  
3 within which the trial herein must commence pursuant to the Speedy Trial Act, 18  
4 U.S.C. §§ 3161 (h)(7), and 3161(h)(7)(A), considering the factors under 18 U.S.C.  
5 §§ 3161(h)(7)(B)(i) and (vi).

6 **CONCLUSIONS OF LAW**

7 The ends of justice served by granting said continuance outweigh the best interests of  
8 the public and the defendant, since the failure to grant said continuance would be likely to  
9 result in a miscarriage of justice, would deny counsel for defendant the opportunity to meet  
10 with and consult defendant in a medically appropriate and safe manner, potentially interfere  
11 with defendant's receipt of medical care, and ability to participate in his initial appearance,  
12 arraignment and plea, and detention hearing.

13 The time from the continuance sought herein is excludable under the Speedy Trial  
14 Act, 18 U.S.C. §§ 3161(h)(7), and 3161(h)(7)(A), when considering the factors under 18  
15 U.S.C. §§ 3161(h)(7)(B)(i) and (iv).

16 **ORDER**

17 IT IS HEREBY ORDERED that the initial appearance, arraignment and plea, and  
18 detention hearing, be vacated and continued to Wednesday, April 17, 2024 at the hour of  
19 2:30 p.m., in LV Courtroom 3A.

20  
21 DATED this 9th day of April, 2024.

22  
23   
24 UNITED STATES MAGISTRATE JUDGE